



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
 www.uspto.gov

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/735,135	12/12/2003	John Winterbottom	2004367-0031

24280  
 Choate, Hall & Stewart  
 Exchange Place  
 53 State Street  
 Boston, MA 02109

CONFIRMATION NO. 1936

## FORMALITIES LETTER



\*OC000000012157608\*

Date Mailed: 03/22/2004

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

09/23/2004 MMEKONEN 00000100 10735135

FILED UNDER 37 CFR 1.53(b)

01 FC:1001	770.00 OP
02 FC:1051	130.00 OP
03 FC:1201	86.00 OP
04 FC:1202	1818.00 OP

*Filing Date Granted*Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 770 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).*
- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

The applicant needs to satisfy supplemental fees problems indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Additional claim fees of **\$1904** as a non-small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$2804** for a Large Entity

- **\$770** Statutory basic filing fee.
- **\$130** Late oath or declaration Surcharge.
- Total additional claim fee(s) for this application is **\$1904**

- \$86 for 1 independent claims over 3.
- \$1818 for 101 total claims over 20.

Replies should be mailed to: Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

---

*A copy of this notice **MUST** be returned with the reply.*

M-HAIKE

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



Attorney Docket No.: 2004367-0031

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Winterbottom, et al. Examiner: To be assigned

Serial No.: 10/735,135 Art Unit: 1644

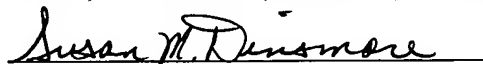
Filing Date: December 12, 2003

Title: FORMABLE AND SETTABLE POLYMER BONE COMPOSITE  
AND METHOD OF PRODUCTION THEREOF

Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450  
Sir:

**CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first-class mail in an envelope addressed to: Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, on September 20, 2004

  
Susan M. Dinsmore

**TRANSMITTAL**

Enclosed herewith please find:

1. Response to Notice to File Missing Parts (2 pgs.);
2. Notice to File Missing Parts (2 pgs.);
3. Executed Declaration (4 pgs.);
4. Executed Appointment of Attorney;
5. Executed Establishing Right of Assignee to Taken Action (2 pgs.);
6. Copy of Executed Assignment (3 pgs.);
7. Check in the amount of \$2,804.00;
8. Petition for Extension of Time;
9. Check in the amount of \$1,480.00; and
10. Return Receipt Postcard.

Please charge any fees associated with this filing, or apply any credits, to our Deposit Account No. 03-1721.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Vala Rosen', written over a horizontal line.

Valarie B. Rosen, Ph.D.

Registration No.: 45,698

Choate, Hall & Stewart  
Exchange Place  
53 State Street  
Boston, MA 02109  
(617) 248-5000  
Dated September 20, 2004

3747521v1



Attorney Docket No.: 2004367-0031

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

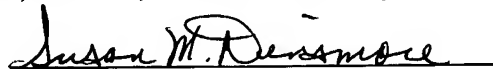
Applicant: Winterbottom, et al. Examiner: To be assigned  
Serial No.: 10/735,135 Art Unit: 1644  
Filing Date: December 12, 2003  
Title: FORMABLE AND SETTABLE POLYMER BONE COMPOSITE  
AND METHOD OF PRODUCTION THEREOF

Mail Stop Missing Parts  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first-class mail in an envelope addressed to: Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, on September 20, 2004.

  
Susan M. Dinsmore

**RESPONSE TO NOTICE TO FILE MISSING PARTS**

In response to the Notice to File Missing Parts in the above-referenced application, mailed by the U.S. Patent and Trademark Office on March 22, 2004, enclosed herewith are the following

- 1) Notice to File Missing Parts (2 pgs.);
- 2) Executed Declaration (4 pgs.);
- 3) Executed Appointment of Attorney;
- 4) Executed Establishing Right of Assignee to Take Action (2 pgs.);
- 5) Copy of Executed Assignment (3 pgs.);
- 6) Check in the amount of \$2,804.00;
- 7) Petition for Extension of Time;
- 8) Check in the amount of \$1,480.00; and
- 9) Return postcard.

Please charge any fees associated with this filing, or apply any credits, to our Deposit Account No. 03-1721.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Valarie B. Rosen", written over a horizontal line.

Valarie B. Rosen, Ph.D.

Registration Number 45,698

Choate, Hall & Stewart  
Exchange Place  
53 State Street  
Boston, MA 02109  
(617) 248-5000  
Dated: September 20, 2004

3747525v1